



# ***A G E N D A***

**CITY COMMISSION MEETING  
LAUDERHILL, FLORIDA  
7:30 P.M.**

***November 29, 2010***

***Commission Chambers  
Suites 141-142  
5581 West Oakland Park Boulevard  
Lauderhill, FL 33313***

***N***OTICE IS HEREWITH GIVEN TO ALL INTERESTED PARTIES THAT IF ANY PERSON SHOULD DECIDE TO APPEAL ANY DECISION MADE AT THE FORTHCOMING MEETING OF THE COMMISSION, SUCH PERSON WILL NEED A RECORD OF THE PROCEEDINGS CONDUCTED AT SUCH MEETING, AND FOR SUCH PURPOSE HE/SHE MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, WHICH RECORD INCLUDES THE TESTIMONY AND EVIDENCE UPON WHICH ANY APPEAL MAY BE BASED. IF A PARTY WISHES TO MAKE A PRESENTATION, A COPY OF THE ELECTRONIC MEDIA TO BE USED FOR THAT PRESENTATION (DVD, CD, VIDEO, POWER POINT, ETC.) MUST BE PROVIDED TO THE CITY'S MIS DEPARTMENT AT LEAST 48-HOURS PRIOR TO THE COMMISSION MEETING. IT IS THE PARTY'S RESPONSIBILITY TO PROVIDE ALL DATA AND TO ARRANGE FOR THE EQUIPMENT NECESSARY FOR THE PRESENTATION. IN ADDITION, THAT PARTY IS RESPONSIBLE FOR PROVIDING A SUFFICIENT NUMBER OF COPIES OF ANY INFORMATION THAT IS TO BE DISTRIBUTED TO THE CITY COMMISSION.

**I. CALL TO ORDER**

**II. ROLL CALL**

**III. PLEDGE OF ALLEGIANCE**

**ELECTION:**

ELECTION OF VICE MAYOR

**IV. MOTION TO APPROVE CONSENT AGENDA**

**V. APPROVAL OF MINUTES:**

- A. MINUTES OF THE REGULAR MEETING OF THE CITY COMMISSION, OCTOBER 25, 2010.

**VI. PROCLAMATIONS:**

- A. PROCLAMATION AND PRESENTATION TO THE TT DELEGATION IN RECOGNITION OF THE SISTER CITY RELATIONSHIP WITH THE BOROUGH OF CHAGUANAS.

**VII. PRESENTATIONS:**

- A. PRESENTATION OF PLAQUE FOR OUTSTANDING EXAMPLE OF TILT-UP CONCRETE CONSTRUCTION BY WOODLAND CONSTRUCTION CO.

**ORDINANCES & PUBLIC HEARINGS ----- FIRST READING: (AS ADVERTISED IN THE SUN-SENTINEL)**

1. **ORDINANCE NO. 100-11-172:** AN ORDINANCE OF THE CITY COMMISSION OF LAUDERHILL, FLORIDA AMENDING THE LAND DEVELOPMENT REGULATIONS (LDR) AND PERTAINING TO PAIN MANAGEMENT CLINICS; AMENDING LDR SCHEDULE A., LAND USE CLASSIFICATIONS, BY ADDING A LAND USE AND DEFINITION FOR PAIN MANAGEMENT CLINIC AND PROHIBITING SUCH USE; AMENDING LDR ARTICLE I. PART 1.0., SECTION 1.5., DEFINITIONS, GENERAL, BY DEFINING HEALTH CARE PRACTITIONER; REPEALING ORDINANCE NO. 100-03-113, WHICH IMPOSED A NINE (9) MONTH MORATORIUM ON PAIN MANAGEMENT CLINICS; PROVIDING FOR FINDINGS AND CONCLUSIONS; PROVIDING FOR CONFLICTS; PROVIDING FOR CODIFICATION; AND PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).

**ORDINANCES & PUBLIC HEARINGS --- SECOND READING: (AS ADVERTISED IN THE SUN-SENTINEL)**

2. **ORDINANCE NO. 100-10-169:** AN ORDINANCE OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL AMENDING THE CITY CODE OF ORDINANCES, CHAPTER 14, OFFENSES AND MISCELLANEOUS PROVISIONS, ARTICLE I, ABANDONED PROPERTY; REPEALING SECTION 14-62, COLLECTION OF ADMINISTRATIVE FEES FOR VEHICLE TOWING; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).
  
3. **ORDINANCE NO. 100-10-171:** AN ORDINANCE APPROVING A SUPPLEMENTAL APPROPRIATION TO THE FISCAL YEAR 2011 BUDGET TO FOREGO OR REDUCE THE CITY COMMISSIONERS AUTOMATIC RAISE IN SALARY FOR THE FISCAL YEAR 2011; PROVIDING VARIOUS BUDGET CODE NUMBERS; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY COMMISSIONER, HAYWARD J. BENSON, JR.).

**COMMUNICATIONS FROM THE MAYOR AND OTHER PUBLIC OFFICIALS 9.00 P.M. OR IMMEDIATELY BEFORE ADJOURNMENT, WHICHEVER SHALL FIRST OCCUR:**

**RESOLUTIONS**

**ADMINISTRATION**

4. **RESOLUTION NO. 10R-11-217:** A RESOLUTION OF THE CITY OF LAUDERHILL, FLORIDA, APPROVING THE NEW INTERLOCAL AGREEMENT PROVIDING FOR THE RESOURCE RECOVERY SYSTEM IN BROWARD COUNTY AND FOR THE BROWARD SOLID WASTE DISPOSAL DISTRICT; PROVIDING FOR A TERM TO COMMENCE AUGUST 4, 2011 FOR A PERIOD OF TEN (10) YEARS WITH ONE (1) TEN YEAR RENEWAL OPTION; PROVIDING FOR THE DISTRICT TO BE AN INDEPENDENT DISTRICT; PROVIDING FOR REPRESENTATION OF EACH SOLID WASTE DISPOSAL CONTRACT COMMUNITY ON THE RESOURCE RECOVERY BOARD; PROVIDING OTHER TERMS AND CONDITIONS; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).

5. **RESOLUTION NO. 10R-11-218:** A RESOLUTION APPROVING THE COMPANION DRINKING WATER STATE REVOLVING FUND CONSTRUCTION LOAN AGREEMENT BETWEEN THE STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION AND THE CITY OF LAUDERHILL IN ORDER TO REQUEST REIMBURSEMENT FOR ADMINISTRATIVE COSTS AND CONTINGENCY FEES IN THE AMOUNT OF \$96,462.00 IN CONNECTION WITH THE DISINFECTION OF THE WATER TREATMENT PLANT; AUTHORIZING EXECUTION BY THE CITY MANAGER; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).
  
6. **RESOLUTION NO. 10R-11-219:** A RESOLUTION APPROVING THE AGREEMENT BETWEEN BROWARD COUNTY AND THE CITY OF LAUDERHILL IN AN AMOUNT UP TO \$22,500.00 PROVIDING FOR DISBURSEMENT FROM THE BROWARD COUNTY TREE PRESERVATION FUND; PROVIDING THAT BROWARD COUNTY WILL PAY GRANT DOLLARS REPRESENTING HALF THE COST OF THE INSTALLATION OF TREES FOR THE PROJECT ON THE PUBLIC RIGHT-OF-WAY ALONG N.W. 44<sup>TH</sup> STREET; PROVIDING FOR THE CITY OF LAUDERHILL TO PROVIDE MATCHING FUNDS IN AN AMOUNT UP TO \$22,500.00; PROVIDING TERMS AND CONDITIONS; AUTHORIZING EXECUTION BY THE CITY MANAGER; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).

### **COMMISSION**

#### **ITEM TABLED ON OCTOBER 25, 2010. PLEASE REMOVE FROM TABLE**

7. **RESOLUTION NO. 10R-10-216:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL OPPOSING THE LOCATION OF THE PROPOSED CORDOBA MOSQUE TWO BLOCKS AWAY FROM GROUND ZERO; PROVIDING THAT THE CITY OF LAUDERHILL SUPPORTS ALL FORMS OF RELIGIOUS FREEDOM AND EXPRESSION; PROVIDING THAT THE BEST INTEREST OF ALL CONCERNED WILL NOT BE SERVED IF THE CORDOBA MOSQUE IS CONSTRUCTED AT THE PROPOSED LOCATION; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY COMMISSIONER HOWARD BERGER).

8. **RESOLUTION NO. 10R-11-220:** A RESOLUTION APPROVING PAYMENT OF THE ANNUAL MEMBERSHIP DUES TO THE FLORIDA LEAGUE OF CITIES, INC. IN THE AMOUNT OF \$6,228.00 FOR THE PERIOD BEGINNING OCTOBER 1, 2010 AND ENDING SEPTEMBER 30, 2011; PROVIDING FOR PAYMENT FROM BUDGET CODE NUMBER 001-101-5410; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).
  
9. **RESOLUTION NO. 10R-11-221:** A RESOLUTION APPOINTING RUBY LOBBAN BY MAYOR RICHARD J. KAPLAN AND APPOINTING NORBERT C. WILLIAMS BY COMMISSIONER M. MARGARET BATES AS MEMBERS OF THE EDUCATIONAL ADVISORY BOARD; APPROVING AND APPOINTING THE BOARD'S SELECTION OF PATRICIA A. TAYLOR AS THE FIRST ALTERNATE AND PAULA WOODBURN AS SECOND ALTERNATE TO THE BOARD FOR THE TWO YEAR TERMS EXPIRING NOVEMBER 2012; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).
  
10. **RESOLUTION NO. 10R-11-222:** A RESOLUTION APPOINTING JULIETTE PEDLAR BY MAYOR RICHARD J. KAPLAN; APPOINTING KIMBERLY COWARD BY COMMISSIONER HAYWARD J. BENSON, JR.; APPROVING AND APPOINTING THE BOARD'S SELECTION OF JANICE CARTER ALL TO THE CITY OF LAUDERHILL RECREATION ADVISORY BOARD; PROVIDING FOR TERMS; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).
  
11. **RESOLUTION NO. 10R-11-223:** A RESOLUTION APPOINTING ALL MEMBERS TO THE CITY OF LAUDERHILL PLANNING AND ZONING BOARD; PROVIDING FOR EXPIRATION OF TERMS; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).
  
12. **RESOLUTION NO. 10R-11-224:** A RESOLUTION APPOINTING GAILA ANDERSON BY COMMISSIONER HAYWARD J. BENSON, JR. AND APPOINTING DORIS JACOBIS BY COMMISSIONER KENNETH THURSTON, BOTH AS MEMBERS OF THE CITY OF LAUDERHILL CODE ENFORCEMENT BOARD; PROVIDING FOR TWO (2) YEAR TERMS; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).

13. **RESOLUTION NO. 10R-11-225:** A RESOLUTION APPOINTING \_\_\_\_\_ BY THE CITY COMMISSION AS A WHOLE TO SERVE AS A BOARD MEMBER OF THE GENERAL EMPLOYEE PENSION BOARD FOR A ONE YEAR TERM TO EXPIRE JUNE 2011; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).
14. **RESOLUTION NO. 10R-11-226:** A RESOLUTION OF THE CITY COMMISSION APPROVING THE APPOINTMENT OF \_\_\_\_\_ BY MAYOR RICHARD J. KAPLAN AS APPROVED BY THE CITY COMMISSION AS A WHOLE TO THE LAUDERHILL HOUSING AUTHORITY BOARD PURSUANT TO FLORIDA STATUTES, CHAPTER 421; PROVIDING FOR A TWO (2) YEAR TERM; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).
15. **RESOLUTION NO. 10R-11-227:** A RESOLUTION APPOINTING TWO (2) MEMBERS TO THE CITY OF LAUDERHILL UNSAFE STRUCTURES BOARD BY THE CITY COMMISSION AS A WHOLE; PROVIDING FOR THREE (3) YEAR TERMS; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).
16. **RESOLUTION NO. 10R-11-228:** A RESOLUTION APPOINTING HENRY ROBINSON BY MAYOR RICHARD J. KAPLAN AND APPOINTING JACOB GREENE BY COMMISSIONER HAYWARD J. BENSON, JR. BOTH TO THE CITY OF LAUDERHILL NUISANCE ABATEMENT BOARD FOR A TWO (2) YEAR TERM; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).
17. **RESOLUTION NO. 10R-11-229:** A RESOLUTION APPROVING THE RECOMMENDATION OF THE EDUCATIONAL ADVISORY BOARD TO DISBURSE FUNDS IN THE AMOUNT OF \$1,000.00 TO THE MENTAL HEALTH ASSOCIATION OF BROWARD COUNTY TO SUSTAIN AND IMPLEMENT THE "THUMBODY" PROGRAM AND TO FURTHER PROMOTE COMPETENCIES FOR FAMILIES; PROVIDING FOR PAYMENT FROM BUDGET CODE NUMBER 001-101-8126; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).

18. **RESOLUTION NO. 10R-11-230:** A RESOLUTION ACCEPTING THE CERTIFIED RESULTS OF THE NOVEMBER 2, 2010 CITY OF LAUDERHILL GENERAL ELECTION FROM THE BROWARD COUNTY CANVASSING BOARD, BROWARD COUNTY SUPERVISOR OF ELECTIONS OFFICE; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).

**DEES**

19. **RESOLUTION NO. 10R-11-231:** A RESOLUTION OF THE CITY OF LAUDERHILL APPROVING AND ACCEPTING VARIOUS EASEMENT AGREEMENTS BETWEEN THE CITY OF LAUDERHILL AND PROPERTY OWNERS ALONG PINE ISLAND ROAD REGARDING THE RIGHTS AND OBLIGATIONS RELATIVE TO THE EASEMENT AREA FOR ACCESS TO THE SOUND AND SECURITY WALL TO MAINTAIN IT; PROVIDING FOR AN EFFECTIVE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).
20. **RESOLUTION NO. 10R-11-232:** A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF LAUDERHILL ACCEPTING AND APPROVING THE UTILITIES EASEMENT DEDICATION FROM HABITAT II CONDOMINIUMS, INC. ON THE PROPERTY LOCATED AT 5851 N.W. 21<sup>ST</sup> STREET ACCORDING TO THE PLAT THEREOF AS RECORDED IN PLAT BOOK 75, PAGE 31; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).
21. **RESOLUTION NO. 10R-11-233:** A RESOLUTION APPROVING AND ACCEPTING THE MODEL ACKNOWLEDGEMENT OF CONDITIONS FOR MITIGATION OF PROPERTY IN A SPECIAL FLOOD HAZARD AREA AGREEMENT FOR REIMBURSEMENT FROM THE FEMA HAZARD MITIGATION GRANT PROGRAM (HMGP) FOR FIRE STATION 73 WIND RETROFIT IMPROVEMENTS IN THE AMOUNT OF \$58,559.00; PROVIDING TERMS AND CONDITIONS; AUTHORIZING EXECUTION BY THE CITY MANAGER; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).

**FINANCE**

22. **RESOLUTION NO. 10R-11-234:** A RESOLUTION APPROVING THE BUDGET ADJUSTMENT TO TRANSFER FUNDS IN THE TOTAL AMOUNT OF \$1,615,955.82 TO BALANCE THE CAPITAL IMPROVEMENT FUND (CIF) EXPENDITURES FOR THE FISCAL YEAR 2011 BUDGET; PROVIDING BUDGET CODE NUMBERS; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).
23. **RESOLUTION NO. 10R-11-235:** A RESOLUTION APPROVING THE CITY OF LAUDERHILL'S COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) CONSOLIDATED ANNUAL PLAN REPORT (CAPER) FOR THE FISCAL YEAR 2010 SHOWING AMOUNTS OF FUNDS EXPENDED; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA)

**FIRE**

24. **RESOLUTION NO. 10R-11-236:** A RESOLUTION APPROVING THE WAIVER OF COMPETITIVE BIDDING; APPROVING THE AGREEMENT WITH HALL-MARK FIRE APPARATUS FOR THE LEASE/PURCHASE OF A 2011 HORTON, CUSTOM RESCUE TRANSPORT VEHICLE ON A 2011 INTERNATIONAL 4300 LP CHASSIS IN THE AMOUNT OF \$218,155.00 BASED UPON THE AWARD OF CONTRACT BY THE FLORIDA SHERIFF'S ASSOCIATION CONTRACT (#10-09-0907); PROVIDING FOR PAYMENT FROM THE APPROPRIATE BUDGET CODE NUMBER; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).
25. **RESOLUTION NO. 10R-11-237:** A RESOLUTION APPROVING THE WAIVER OF COMPETITIVE BIDDING; APPROVING THE AGREEMENT WITH HALL-MARK FIRE APPARATUS FOR THE LEASE/PURCHASE OF A 2011 EMERGENCY ONE, CUSTOM RESCUE PUMPER ON A TYPHOON CHASSIS IN THE AMOUNT OF \$390,150.00 BASED UPON THE AWARD OF CONTRACT BY HILLSBOROUGH COUNTY, FLORIDA; PROVIDING FOR PAYMENT FROM THE APPROPRIATE BUDGET CODE NUMBER; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).



26. **RESOLUTION NO. 10R-11-238:** A RESOLUTION AWARDDING THE BID TO PLANTATION FORD IN THE TOTAL AMOUNT OF \$48,776.88 FOR THE PURCHASE OF ONE FIRE PREVENTION VEHICLE AND ONE SUPPORT VEHICLE FOR THE FIRE DEPARTMENT CONSISTING OF ONE FORD F250 AND ONE HYBRID ESCAPE; PROVIDING FOR PAYMENT FROM BUDGET CODE NUMBER 305-311-6613; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).
27. **RESOLUTION NO. 10R-11-239:** A RESOLUTION OF THE CITY OF LAUDERHILL ACCEPTING THE FEDERAL GRANT AWARD (EMW-2009-FO-04824) IN THE AMOUNT OF \$66,000.00 FOR FIRE STATION EXHAUST VENTILATION SYSTEMS THROUGH THE ASSISTANCE TO FIREFIGHTERS GRANT PROGRAM; PROVIDING FOR FEDERAL FUNDING IN THE AMOUNT OF \$66,000.00 (70%) AND FOR THE CITY OF LAUDERHILL TO PROVIDE MATCHING FUNDS IN THE AMOUNT OF \$16,000.00 (30%); PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).

### **HR**

28. **RESOLUTION NO. 10R-11-240:** A RESOLUTION CREATING THE JOB POSITION AND JOB DESCRIPTION FOR ASSISTANT RECORDS SUPERVISOR FOR THE CITY OF LAUDERHILL; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, CHARLES FARANDA).

### **POLICE**

29. **RESOLUTION NO. 10R-11-241:** A RESOLUTION APPROVING THE EXPENDITURE OF FUNDS FROM THE STATE LOCAL LAW ENFORCEMENT TRUST FUND (LETF) IN THE AMOUNT OF \$4,265.13 FOR THE PURCHASE OF RADIO EQUIPMENT FROM MOTOROLA, INC., BASED UPON THE BIDS RECEIVED FROM THE BROWARD SHERIFF'S OFFICE FOR USE BY THE POLICE DEPARTMENT; APPROVING THE WAIVER OF COMPETITIVE BIDDING REQUIREMENTS; PROVIDING FOR PAYMENT FROM BUDGET CODE NUMBER 120-683-9935; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER CHARLES FARANDA).

**QUASI-JUDICIAL MATTERS:**

**QUASI-JUDICIAL MATTERS, FIRST READING:**

**QUASI-JUDICIAL MATTERS, SECOND READING:**

NONE

**UNFINISHED BUSINESS:**

NONE

**OLD BUSINESS:**

NONE

**NEW BUSINESS**

NONE

**ADJOURNMENT**